

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **Takemori TAKAYAMA, et al.**

Group Art Unit: **1742**

Serial No.: **09/884,998**

Examiner: **Sikyln LP**

Filed: **June 21, 2001**

P.T.O. Confirmation No.: **5046**

For. **BUSHING FOR CRAWLER BELT AND METHOD OF MANUFACTURE**

SUBMISSION OF TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Date: December 27, 2006

Sir:

Submitted herewith for filing in the above-identified application is a Terminal Disclaimer.

The Commissioner is authorized to charge our Deposit Account No. 01-2340 in the amount of \$130.00 to cover the required fee for filing a Terminal Disclaimer. In the event that any additional fees are due in connection with this paper, please charge our Deposit Account No. 01-2340.

Respectfully submitted,

ARMSTRONG, KRATZ, QUINTOS,
HANSON & BROOKS, LLP



Mel R. Quintos
Attorney for Applicants
Reg. No. 31,898

MRQ/lrj
Atty. Docket No. **980923A**
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PATENT TRADEMARK OFFICE

TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A PENDING APPLICATION	Docket Number 980923A
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TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

December 27, 2006

Sir:

The undersigned, **Mel R. Quintos**, is attorney of record in the above-identified patent application. The terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of any patent granted on pending second Application Number 11/367,432, filed on March 6, 2006, is hereby disclaimed except as provided below. It is agreed that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, disclaimant does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patent granted on the second application, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

TERMINAL DISCLAIMER filed December 27, 2006
U.S. Serial No.: 09/884,998

This disclaimer is submitted on behalf of KOMATSU LTD., a Japanese company, on whose behalf the undersigned is empowered to act, which owns the entire and exclusive right, title and interest to the invention entitled **BUSHING FOR CRAWLER BELT AND METHOD OF MANUFACTURE**, for which the above-identified patent application was filed on **June 21, 2001**, Serial No. **09/884,998**, and all Letters Patent of the United States to be obtained therefor on said application or any continuation, divisional, substitute, reissue or reexamination thereof for the full term or terms for which the same may be granted, by virtue of an assignment from the inventor(s) of the above-identified patent application. The assignment was recorded in the Patent and Trademark Office at Reel (9432), Frame (0255), or a copy thereof is attached.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

ARMSTRONG, KRATZ, QUINTOS,
HANSON & BROOKS, LLP



Mel R. Quintos
Attorney for Applicants
Reg. No. 31,898

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Enclosures: XX Terminal disclaimer fee under 37 CFR 1.20(d) is included.

 PTO suggested wording for terminal disclaimer was
 X unchanged. changed (as described in attached explanation).